

ENTERED

October 06, 2016

David J. Bradley, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

MARK WILLIAM WOERNER,
Movant,

v.

UNITED STATES OF AMERICA,
Respondent.

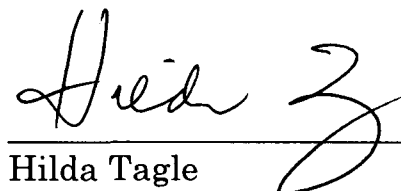
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Civil Action No. B-15-011
Criminal Action No. B-10-953-1

**ORDER ADOPTING MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION**

Before the Court is the Magistrate Judge's Report and Recommendation in the above-referenced cause of action. After a de novo review of the file, the Magistrate Judge's Report and Recommendation is **ADOPTED**. It is therefore, **ORDERED, ADJUDGED, and DECREED** that Mark William Woerner's 28 U.S.C. § 2255 Motion (Dkt. No. 1) is **DISMISSED** with prejudice. In light of this dismissal, Woerner's Motion for Evidentiary Hearing (Dkt. No. 4) is **DENIED** as moot. A certificate of appealability shall not issue.

Signed on this 6 day of October 2016.



Hilda Tagle
Senior United States District Judge